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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

Estela Ramirez,

Plaintiff,

v.

Commonwealth Financial  
Systems, Inc., Citigroup, Inc. *dba*  
Citi and Equifax Information  
Services LLC,

Defendants.

Case No. 2:17-cv-02734-APG-VCF

~~PROPOSED~~ STIPULATED  
PROTECTIVE ORDER

1 IT IS HEREBY STIPULATED by and between Plaintiff Estela Ramirez  
2 (“Plaintiff”) and Equifax Information Services LLC (jointly as the “Parties”), by  
3 and through their counsel of record, as follows:

4 WHEREAS, documents and information have been and may be sought,  
5 produced or exhibited by and among the parties to this action relating to trade  
6 secrets, confidential research, development, technology or other proprietary  
7 information belonging to the defendants and/or personal income, credit and other  
8 confidential information of Plaintiff.

9 THEREFORE, an Order of this Court protecting such confidential  
10 information shall be and hereby is made by this Court on the following terms:

- 11 1. This Order shall govern the use, handling and disclosure of all documents,  
12 testimony or information produced or given in this action which are  
13 designated to be subject to this Order in accordance with the terms hereof.
- 14 2. Any party or non-party producing or filing documents or other materials in  
15 this action may designate such materials and the information contained  
16 therein subject to this Order by typing or stamping on the front of the  
17 document, or on the portion(s) of the document for which confidential  
18 treatment is designated, “Confidential.”
- 19 3. To the extent any motions, briefs, pleadings, deposition transcripts, or other  
20 papers to be filed with the Court incorporate documents or information  
21 subject to this Order, the party filing such papers shall designate such  
22 materials, or portions thereof, as “Confidential,” and shall file them with the  
23 clerk under seal; provided, however, that a copy of such filing having the  
24 confidential information deleted therefrom may be made part of the public  
25 record. Any party filing any document under seal must comply with the  
26 requirements of Local Rules.
- 27 4. All documents, transcripts, or other materials subject to this Order, and all  
28 information derived therefrom (including, but not limited to, all testimony,

1 deposition, or otherwise, that refers, reflects or otherwise discusses any  
2 information designated Confidential hereunder), shall not be used, directly or  
3 indirectly, by any Party, commercial or competitive purposes or for any  
4 purpose whatsoever other than solely for the preparation and trial of this  
5 action in accordance with the provisions of this Order.

6 5. All depositions or portions of depositions taken in this action that contain  
7 confidential information may be designated as “Confidential” and thereby  
8 obtain the protections accorded other confidential information. The parties  
9 shall have twenty-one (21) days from the date a deposition is taken, or  
10 fourteen (14) days from the date a deposition transcript is received, whichever  
11 date is greater, to serve a notice to all parties designating portions as  
12 “Confidential.” Until such time, all deposition testimony shall be treated as  
13 confidential information. To the extent any designations are made on the  
14 record during the deposition, the designating party need not serve a notice re-  
15 designating those portions of the transcript as confidential information. Any  
16 party may challenge any such designation in accordance with Paragraph 14 of  
17 this Order.

18 6. Except with the prior written consent of the individual or entity designating a  
19 document or portions of a document as “Confidential,” or pursuant to prior  
20 Order after notice, any document, transcript or pleading given “Confidential”  
21 treatment under this Order, and any information contained in, or derived from  
22 any such materials (including but not limited to, all deposition testimony that  
23 refers, reflects or otherwise discusses any information designated confidential  
24 hereunder) may not be disclosed other than in accordance with this Order and  
25 may not be disclosed to any person other than: (a) the Court and its officers;  
26 (b) parties to this litigation; (c) counsel for the parties, whether retained  
27 counsel or in-house counsel and employees of counsel assigned to assist such  
28 counsel in the preparation of this litigation; (d) fact witnesses subject to a

1 proffer to the Court or a stipulation of the parties that such witnesses need to  
2 know such information; (e) present or former employees of the producing  
3 party in connection with their depositions in this action (provided that no  
4 former employees shall be shown documents prepared after the date of his or  
5 her departure); and (f) experts specifically retained as consultants or expert  
6 witnesses in connection with this litigation.

7 7. Documents produced pursuant to this Order shall not be made available to  
8 any person designated in Subparagraph 6 (f) unless he or she shall have first  
9 read this Order, agreed to be bound by its terms, and signed the attached  
10 Declaration of Compliance.

11 8. Third parties who are the subject of discovery requests, subpoenas or  
12 depositions in this case may take advantage of the provisions of this  
13 Protective Order by providing the parties with written notice that they intend  
14 to comply with and be bound by the terms of this Protective Order.

15 9. All persons receiving any or all documents produced pursuant to this Order  
16 shall be advised of their confidential nature. All persons to whom  
17 confidential information and/or documents are disclosed are hereby enjoined  
18 from disclosing same to any person except as provided herein, and are further  
19 enjoined from using same except in the preparation for and trial of the above-  
20 captioned action between the named parties thereto. No person receiving or  
21 reviewing such confidential documents, information or transcript shall  
22 disseminate or disclose them to any person other than those described above  
23 in Paragraph 6 and for the purposes specified, and in no event, shall such  
24 person make any other use of such document or transcript.

25 10. Nothing in this Order shall prevent a party from using at trial any information  
26 or materials designated "Confidential."

27 11. This Order has been agreed to by the parties to facilitate discovery and the  
28 production of relevant evidence in this action. Neither the entry of this Order,

1 nor the designation of any information, document, or the like as  
2 “Confidential,” nor the failure to make such designation, shall constitute  
3 evidence with respect to any issue in this action.

4 12. Inadvertent failure to designate any document, transcript, or other materials  
5 “Confidential” will not constitute a waiver of an otherwise valid claim of  
6 confidentiality pursuant to this Order, so long as a claim of confidentiality is  
7 promptly asserted after discovery of the inadvertent failure. If a party  
8 designates a document as “Confidential” after it was initially produced, the  
9 receiving party, on notification of the designation, must make a reasonable  
10 effort to assure that the document is treated in accordance with the provisions  
11 of this Order, and upon request from the producing party certify that the  
12 designated documents have been maintained as confidential information. The  
13 designating party shall have the burden of proving that any document  
14 designated as CONFIDENTIAL is entitled to such protection.

15 13. Within sixty (60) days after the final termination of this litigation, all  
16 documents, transcripts, or other materials afforded confidential treatment  
17 pursuant to this Order, including any extracts, summaries or compilations  
18 taken therefrom, but excluding any materials which in the good faith  
19 judgment of counsel are work product materials, shall be returned to the  
20 Producing Party. In lieu of return, the parties may agree to destroy the  
21 documents, to the extent practicable.

22 14. In the event that any party to this litigation disagrees at any point in these  
23 proceedings with any designation made under this Protective Order, the  
24 parties shall first try to resolve such dispute in good faith on an informal  
25 basis. If the dispute cannot be resolved, the party objecting to the designation  
26 may seek appropriate relief from this Court. During the pendency of any  
27 challenge to the designation of a document or information, the designated  
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document or information shall continue to be treated as “Confidential” subject to the provisions of this Protective Order.

15. Nothing herein shall affect or restrict the rights of any party with respect to its own documents or to the information obtained or developed independently of documents, transcripts and materials afforded confidential treatment pursuant to this Order.

16. The Court retains the right to allow disclosure of any subject covered by this stipulation or to modify this stipulation at any time in the interest of justice.

IT IS SO STIPULATED.

DATED this 15th day of March 2018.

**KAZEROUNI LAW GROUP, APC**

By: /s/ Michael Kind  
Michael Kind, Esq.  
6069 S. Fort Apache Rd., Ste 100  
Las Vegas, NV 89148  
*Attorneys for Plaintiff*

**SNELL & WILMER LLP**

By: /s/  
Bradley T. Austin, Esq.  
3883 Howard Hughes Pkwy., St 1100  
Las Vegas, NV 89169  
*Attorneys for Defendant*  
*Equifax Information Services LLC*

IT IS SO ORDERED:

  
UNITED STATES MAGISTRATE JUDGE

DATED: 3-16-2018

**EXHIBIT A**

**DECLARATION OF COMPLIANCE**

I, \_\_\_\_\_, declare as follows:

1. My address is \_\_\_\_\_.

2. My present employer is \_\_\_\_\_.

3. My present occupation or job description is \_\_\_\_\_.

4 I have received a copy of the Stipulated Protective Order entered in this action on \_\_\_\_\_, 20\_\_.

5. I have carefully read and understand the provisions of this Stipulated Protective Order.

6. I will comply with all provisions of this Stipulated Protective Order.

7. I will hold in confidence, and will not disclose to anyone not qualified under the Stipulated Protective Order, any information, documents or other materials produced subject to this Stipulated Protective Order.

8. I will use such information, documents or other materials produced subject to this Stipulated Protective Order only for purposes of this present action.

9. Upon termination of this action, or upon request, I will return and deliver all information, documents or other materials produced subject to this Stipulated Protective Order, and all documents or things which I have prepared relating to the information, documents or other materials that are subject to the Stipulated Protective Order, to my counsel in this action, or to counsel for the party by whom I am employed or retained or from whom I received the documents.

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1           10. I hereby submit to the jurisdiction of this Court for the purposes of enforcing the  
2 Stipulated Protective Order in this action. I declare under penalty of perjury under the laws of the  
3 United States that the following is true and correct.

4 Executed this \_\_\_\_ day of \_\_\_\_\_, 2018 at \_\_\_\_\_.

5 Signature: \_\_\_\_\_

Firm: \_\_\_\_\_

6 Name: \_\_\_\_\_

Address: \_\_\_\_\_

7 Position: \_\_\_\_\_

Phone: \_\_\_\_\_



# CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 15 2018, the foregoing Stipulated Protective Order was served via CM/ECF to all parties appearing in this case.

By: /s/ Michael Kind  
Michael Kind, Esq.  
6069 S. Fort Apache Rd., Ste. 100  
Las Vegas, NV 89148